

JAN. 18. 2005 4:16PM

NO. 435 P. 1

RECEIVED  
CENTRAL FAX CENTER

JAN 18 2005

# Pepper Hamilton LLP

Attorneys at Law

One Mellon Bank Center  
500 Grant Street  
Pittsburgh, PA 15219-2502  
412-454-5023  
Fax 412.281.0717  
www.pepperlaw.com

## FAX INFORMATION SHEET

Date: Jan. 18, 2005  
ID Number: 61297  
Identifier: 122467.401

Recipient Company: TC2100  
USPTO

Recipient's General Number: 703-305-3900  
Recipient's Fax Number(s): 703-872-9306

Sender: Raymond A. Miller, Reg. No. 42,981  
Sender's Direct Line: 412-454-5813  
Sender's Email Address: millerra@pepperlaw.com

Total Pages Including Cover: 3

Comments: Please see attached Revocation and Grant of New Power of Attorney and Change of Correspondence Address and Statement Under 37 CFR 3.73(b) for U.S. Serial No. 09/781,248 filed February 13, 2001 entitled "Remote Computer Capabilities Querying and Certification"

An original or a copy has ☐ or has not ☒ been sent to you by mail ☐ or by overnight service ☐ or by email ☐.

◆ ◆ If transmission is not received, please call the sender ◆ ◆

### ◆ ◆ Confidentiality Note ◆ ◆

The documents accompanying this facsimile transmission contain information from the law firm of Pepper Hamilton LLP which is confidential and/or legally privileged. The information is intended only for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this faxed information is strictly prohibited, and that the documents should be returned to this Firm immediately. In this regard, if you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us at no cost to you.

#### Operator's Use Only

Start Time: : am ☐ pm ☐ End Time: : am ☐ pm ☐

Operator:

JAN. 18. 2005 4:17PM

PEPPER HAMILTON LLP

NO. NO. 435 P. 2

ATTORNEY DOCKET NO.: 122467.401

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

Brittingham, et al.

Serial No. 09/781,248

Filed: February 13, 2001

For: REMOTE COMPUTER QUERYING AND CERTIFICATION

Assignee: Educational Testing Service

RECEIVED  
CENTRAL FAX CENTER

JAN 18 2005

**REVOCATION AND GRANT OF NEW POWER OF ATTORNEY  
AND CHANGE OF CORRESPONDENCE ADDRESS**

The undersigned Assignee of record in the above-referenced patent hereby revokes all previous powers of attorney in connection with this application and appoints the following attorneys, all of whom are associated with Customer Number 21269:

Raymond A. Miller	Reg. No. 42,891	Joseph Melnik	Reg. No. 48,741
James M. Singer	Reg. No. 45,111	John W. Ongman	Reg. No. 48,535
Kathleen Johnson	Reg. No.: 51,852	John Pillion	Reg. No. 52,122
Carissa Tener	Reg. No. 52,278	Joseph T. Helmsen	Reg. No. 54,163
Nicole Endejann	Reg. No. 50,229	Alka Patel	Reg. No. 49,092

of the firm of PEPPER HAMILTON LLP, and every attorney at law associated with that firm, to act on Assignee's behalf before all competent in connection with this application and any continuation therefrom. Please direct all future correspondence in connection with this application to attorney

W. Joseph Melnik  
Pepper Hamilton LLP  
One Mellon Center, 50<sup>th</sup> Floor  
500 Grant Street, Pittsburgh, PA 15219  
Phone: (412) 454-5812  
Fax: (412) 281-0717

Respectfully submitted,  
EDUCATIONAL TESTING SERVICE

Dated: April 13, 2004

By:

  
Name: Frank Gatti

Title: Chief Financial Officer, Senior Vice President

PTO/SB/98 (08-03)

Approved for use through 07/31/2008. OMB 0851-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Brittingham, et al.

Application No./Patent No.: 09/761,248 Filed/Issue Date: February 13, 2001

Entitled: Remote Computer Capabilities Querying and Certification

Educational Testing Service, a non profit corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:

A. [x] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012253, Frame 0752, or for which a copy thereof is attached. 0752

OR

B. [ ] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

[ ] Additional documents in the chain of title are listed on a supplemental sheet.

[ ] Copies of assignments or other documents in the chain of title are attached.  
(NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08)

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

April 13, 2004  
Date  
412.454.5812  
Telephone number

Frank Gatti  
Typed or printed name  
Frank R. Gatti  
Signature  
CFO and Senior Vice President  
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.